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09/679,023

October 4, 2000

Application Number

Filing Date

FORM First Named Inventor Xiao-Bo WANG **Group Art Unit** 1743 J. Brown (to be used for all correspondence after initial filing) **Examiner Name** Total Number Of Pages In This Submission 471842000200 Attorney Docket No. **ENCLOSURES** (check all that apply) After Allowance Communication to Assignment Papers Fee Transmittal Form (for an Application) Group Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Appeal Communication to Group Amendment / Reply Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declarations Status Letter Provisional Application Power of Attorney, Revocation Other Enclosure(s) (please identify **Extension of Time Request** Change of Correspondence Address below): Return postcard Terminal Disclaimer **Express Abandonment Request** Request for Refund Information Disclosure Statement; X PTO form 1449; copy of International CD, Number of CD(s) Search Report; and 10 References Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY OR AGENT Peng Chen, Registration No. 43,543 Firm Morrison & Foerster LLP 3811 Valley Centre Drive, Suite 500; San Diego, CA 92130-2332 Individual Name Signature Date January 🔀

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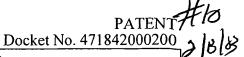
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Jose Luna

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Xia-Bo WANG, et al.

Serial No.:

09/679,023

Filing Date:

October 4, 2000

For:

APPARATUSES AND METHODS FOR

FIELD FLOW FRACTIONATION OF PARTICLES USING ACOUSTIC AND

OTHER FORCE

Examiner: J. Brown

Group Art Unit: 1743

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the attached Form PTO-1449 were cited in a Search Report (copy attached) directed to a counterpart international or foreign application.

This Information Disclosure Statement is submitted:

Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. \boxtimes After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance. A fee is required. A check in the amount of * is enclosed. A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate. 冈 A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is believed to be due. After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee. A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of * is enclosed. A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.

I hereby certify that each item of information was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been

made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing <u>471842000200</u>. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: January 28, 2003

Respectfully submitted,

Peng Chen

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